

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 8 1978  
Returned to applicant for correction OCT 6 1981  
Corrected application filed \_\_\_\_\_ Map filed MAR 10, 1964 for POD under 21948

The applicant Joseph S. Lodato  
Rte 2, Box 165 of Gardnerville  
Street and No. or P.O. Box No. City or Town  
Nevada 89410 hereby make application for permission to change the  
State and Zip Code No.  
Manner of use and Place of Use

of water heretofore appropriated under Permit 21948 Certificate 5821

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Fairfield Spring #2  
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 0.05  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Commercial & Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore used for Irrigation & Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 24, T10N R21E MDB&M or at a  
point from which the NE corner of said Section 24 bears N. 58°32' E, a distance  
of 1,031.6 ft.  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing point of diversion is located within Same as 5 above

If point of diversion is not changed, do not answer.

7. Proposed place of use S $\frac{1}{2}$  Sec. 17; S $\frac{1}{2}$  Sec. 18; N $\frac{1}{2}$  NE $\frac{1}{4}$  and NW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec 19, T10, R22E,  
MDB&M.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use SE $\frac{1}{4}$  Sec 18, T10N R22E MDB&M 40 acres. 36.18 acre feet annually  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from Jan 1 to Dec 31 of each year.  
Month and Day Month and Day
10. Use has been from Jan 1 to Dec 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Spring, dam, distribution system.

State manner in which water is to be diverted, whether by dam or other works,

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$5,000
13. Estimated time required to construct works.....3 months
14. Estimated time required to complete the application of water to beneficial use.....1 year
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Use Map under 21948 for existing P.O.D. & P.O.U. and Map under 34905 for proposed P.O.D. & P.O.U.

Compared. bc/bl.....bt/bc.....Applicant s/Joseph L. Lodato

By.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the Manner of Use and Place of Use of the waters of Fairfield Spring #2 as heretofore granted under Permit 21948, Certificate 5821 is issued subject to the terms and conditions imposed in said Permit 21948, Certificate 5821 and with the understanding that no other rights on the source will be affected by the change proposed herein. A totalizing meter must be installed and measurements of water use kept.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.05.....cubic feet per second...but not to exceed.....

36.18 acre-feet annually.....

Actual construction work shall begin on or before.....N/A.....

Proof of commencement of work shall be filed before.....N/A.....

Work must be prosecuted with reasonable diligence and be completed on or before July 23, 1983.....

Proof of completion of work shall be filed before.....August 23, 1983.....

Application of water to beneficial use shall be made on or before.....July 23, 1986.....

Proof of the application of water to beneficial use shall be filed on or before.....August 23, 1986.....

Map in support of proof of beneficial use shall be filed on or before.....August 23, 1986.....

Commencement of work filed.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....  
 Completion of work filed.....SEP 08 1988.....State Engineer of Nevada, have hereunto set my hand and the seal of  
 Proof of beneficial use filed.....my office, this 23rd day of JULY.....  
 Cultural map filed.....A.D. 1982.....  
 Certificate No.....Issued.....  
 State Engineer